

October 13, 2009  
Commissioners Meeting  
Minutes

A meeting of the Board of Commissioners of Colfax County, Nebraska was held in the Commissioners Room of the County Courthouse, Schuyler, Nebraska on the 13th day of October, 2009. The County Board of Commissioners met at 8:30 a.m. Present were: Jerry L. Heard, Jerold Kracl and Skip Oehlrich, County Commissioners, Rita M. Mundil, County Clerk, Bo Botelho, County Attorney. Notice of this meeting was given in advance thereof by posting written notice in at least three different public places as shown by the Certificate of Posting Notice. Availability of the proposed agenda was communicated in the advance notice and in the notice to the board. Copies of the Open Meetings Act were posted and available to the public. All proceedings shown were taken while the meeting was officially convened and open to the public.

The chairman stated a copy of the Open Meeting Act statute is posted and available to the public.

Motion Kracl; second Oehlrich to approve the agenda. Voting YES: Heard, Kracl and Oehlrich. Voting NO: None. Motion carried.

Motion Heard, second Kracl to approve the minutes of 9/29/09. Voting YES: Kracl, Oehlrich and Heard. Voting NO: None. Motion carried.

The general assistance clerk gave a report of the activities of her department, no need to enter into executive session.

The board discussed creating a full time county attorney position; the deputy position would remain part-time. If a resolution is adopted for a full-time county attorney, it would be effective for the next term of office. Pursuant to 23-1206.01, a resolution must be adopted 60 days before February 15, 2010. Motion Kracl; second Oehlrich to approve Resolution 10-13-09(1) to create a full time county attorney's office. Voting YES: Kracl, Oehlrich and Heard. Voting NO: None. Motion carried.

The weed superintendent gave a report of the activities of his department; spraying on the river is completed and he attended a conference in Kearney.

The board provided an opportunity for public comment; Donn Bieber made comments on the Travelute Ditch.

The clerk provided the board with her monthly fees, STOP revenue received, the 2008-2009 Annual Report for Northeast Nebraska Economic Development District, and the receipt from the consignment sale for the county's surplus. The NIRMA quarterly loss report of cases open and closed and annual amounts paid out on behalf of the county was reviewed. The clerk submitted the required ballot information to NACO for the December convention. The board reviewed correspondence from Nebraska Commission on Law Enforcement and Criminal Justice to confirm an annual inspection for the Nebraska Jail Standards Board.

The board received a copy of the monthly fee report of the District Court Clerk.

The PSAP Landline Surcharge Summary for fiscal year 2008/2009 was provided to the board and placed on file.

The board received a copy of the September public defender report and it will be placed on file.

The board provided an opportunity for county employee's to attend an "Agenda-less meeting".

The board recessed at 9:35 a.m. and reconvened at 9:55 a.m.

Motion Oehlrich; second Kracl to approve the certification statement for fiscal year ending June 30, 2008 with Maximus for determining indirect cost associated with administration of child support services conducted by the District Court Clerk. Voting YES: Oehlrich, Heard and Kracl. Voting NO: None. Motion carried.

The zoning administrator gave a report of his office; a zoning complaint was filed; and he received a change of zoning request that will need to have a public hearing. Correspondence from DEQ on Transmittal of NPDES Individual Permit – Phase I on Calvin Urban was reviewed.

Motion Oehlrich; second Kracl to authorize the chairman to sign the special designated liquor license for Leigh Volunteer Fire Department for an event on November 7, 2009 to be held at the Colfax County Fairgrounds. Voting YES: Heard, Kracl and Oehlrich. Voting NO: None. Motion carried.

The county treasurer discussed the 2007 & prior delinquent tax list. Motion Heard; second Kracl to approve the treasurer to write seven County Tax Sales Certificates. Voting YES: Kracl, Oehlrich and Heard. Voting NO: Motion carried.

The emergency manager gave a report of the activities of his department; he reviewed with the board Lower Elkhorn NRD Hazard Mitigation Plan which is ready to be formally adopted by the county. Colfax County will be eligible to pursue grant applications for any of the Mitigation Alternative/Actions listed in the plan. Motion Kracl; second Heard to approve Resolution 10-13-09(2) to adopt the Lower Elkhorn NRD Multi-jurisdictional Hazard Mitigation Plan in its entirety and request approval of the plan at the Federal Level. Voting YES: Oehlrich, Heard and Kracl. Voting NO: None. Motion carried.

The board recessed at 10:50 a.m. and reconvened at 11:00 a.m.

The board discussed the proposed regional traffic study (main issue truck traffic) for a bridge across the Platte River between Schuyler and Columbus; \$5000 is the cost share for Colfax County stated in the Interlocal Agreement. Motion Kracl; second Oehlrich to authorize the chairman to sign the Interlocal Agreement. Voting YES: Heard, Kracl and Oehlrich. Voting NO: None. Motion carried.

The highway department gave a report of the activities of the road department; the 2008 Traffic Crash Facts annual report from NDOR was reviewed by the board.

The clerk summarized the day’s agenda and action taken.

Motion Heard; second Oehlrich to adjourn BOC at 12:00 p.m. and to meet again October 27, 2009. Voting YES: Kracl, Oehlrich and Heard. Voting NO: None. Motion carried.

A meeting of the Board of Equalization of Colfax County, Nebraska was held in the Commissioners Room of the County Courthouse, Schuyler, Nebraska on the 13th day of October, 2009. The County Board of Equalization met at 1:15 p.m. Present were: Jerold Kracl, Jerry Heard and Skip Oehlrich, County Commissioners, Rita M. Mundil, County Clerk, and Viola Bender, County Assessor. Notice of this meeting was given in advance by posting written notice in at least three different public places as shown by the Certificate of Posting Notice. Availability of the proposed agenda was communicated in the advance notice and in the notice to the board. A copy of the Open Meetings Act was posted and available to the public. All proceedings shown were taken while the meeting was officially convened and open to the public.

The assessor presented a tax list correction.

The board reviewed two notices of rejection of homestead exemption as presented by the assessor.

Motion Kracl; second Heard to approve the following tax request and adopt the following tax rates of the political subdivision of the county Pursuant to 77-1601(1). Voting YES: Oehlrich, Heard and Kracl. Voting NO: None. Motion carried.

<b>Tax Request</b>	<b>2009-2010 County Levies</b>	<b>cents/\$100 Actual Value</b>	<b>Valuation</b>
3,113,246.86	General Fund.....	0.33316	
	Total	0.33316	934,466,101.00
	<b>City and Village Levies</b>		
450,700.00	City of Schuyler (General).....	0.31032	145,239,160.00
125,000.00	City of Schuyler (Bond)	0.08606	145,239,160.00
97,010.00	City of Clarkson.....	0.44999	21,558,195.00
80,850.00	Village of Howells (General).....	0.44942	17,989,919.00
17,720.00	Village of Howells (Bond).....	0.0985	17,989,919.00
56,602.00	Village of Leigh (General).....	0.44958	12,590,025.00
14,223.00	Village of Leigh (Bond).....	0.11297	12,590,025.00
8,585.00	Village of Rogers.....	0.3906	2,198,017.00
0	Village of Richland.....	0	3,446,150.00
	<b>Fire District Levies</b>		
118,800.00	Schuyler Fire Prot. Dist. (General).....	0.02118	560,764,480.00
10,920.00	Schuyler Fire Prot. Dist. (Amb Sink)...	0.00195	560,764,480.00
10,920.00	Schuyler Fire Prot. Dist. (Fire Truck)...	0.00195	560,764,480.00
68,340.00	Clarkson RFD (General).....	0.0388	176,152,000.00
54,080.00	Howells Fire Prot. Dist. (General).....	0.02817	191,954,142.00
15,080.00	Howells Fire Prot. Dist. (Sinking).....	0.00786	191,954,142.00
32,804.20	Howells Fire Prot. Dist. (Bond).....	0.01709	191,954,142.00
37,223.00	Leigh Fire Prot. Dist. (General).....	0.01677	221,971,983.00
37,747.00	Leigh Fire Prot. (Sinking).....	0.01701	221,971,983.00

Tax Request	District	School Levies	cents/\$100 Actual Value	Valuation
1,990,746.63	39	General.....	1.05	189,594,882.00
217,147.56	39	Bond (K-8).....	0.13434	161,640,367.00
1,744,502.30	58	General.....	0.99535	175,265,297.00
96,190.38	58	Bond (K-8).....	0.06542	147,030,859.00
126,009.62	58	Bond (9-12).....	0.08215	153,383,451.00
87,632.64	58	Building.....	0.05	175,265,297.00
1,522,070.00	59	General.....	0.9501	160,200,308.00
193,420.00	59	Bond (K-8).....	0.12074	160,200,308.00
78,972.20	59	Bond (9-12).....	0.04679	168,783,242.00
16,018.60	59	Building.....	0.01	160,200,308.00
6,774,297.25	123	General.....	0.96438	702,452,383.00
260,780.99	123	Building.....	0.03712	702,452,383.00
168,842.96	123	Bond (K-8).....	0.06691	252,361,407.00
405,155.19	123	Bond (K-12).....	0.05768	702,452,383.00
	2E	Lakeview General.....	0.915614	(set up by Platte)
	2E	Lakeview Bond.....	0	(set up by Platte)
	2E	Lakeview Building.....	0.012021	(set up by Platte)
	2E	Lakeview Capital Purpose.....	0.030352	(set up by Platte)
<b>Special Levies</b>				
1,086,300.00	Educational Service Unit #2- General (Dodge sets)		0.014781	7,349,272,530.00
1,234,659.90	Educational Service Unit #7- General (Platte sets)		0.015	8,231,066,023.00
23,300,720.00	Central Comm. College- General (Hall sets).....		0.086953	26,796,880,291.00
2,679,680.00	Central Comm. College- Capital (Hall sets).....		0.01	26,796,880,291.00
622,220.00	Central Comm. College-Haz Mat(Hall sets)		0.002322	26,796,880,291.00
133,754.00	Colfax County Ag Society- General.....		0.01431	934,466,101.00
53,139.00	Colfax County Ag Society- Capital.....		0.00569	934,466,101.00
1,326.00	Platte Valley Drainage District.....		0.00465	28,538,672.00
3,063,739.00	Lower Elkhorn NRD- General (Madison sets).....		0.034111	8,981,537,499.00
2,263,313.04	Lower Platte NRD- General (Saunders sets).....		0.04267	5,305,300,269.00
0	SID #1 .....		0	2,205,440.00

Motion Heard; second Oehlich to adjourn BOE at 1:20 p.m. Voting YES: Heard, Kracl and Oehlich.  
Voting NO: None. Motion carried.

I, Rita M. Mundil, duly appointed and qualified County Clerk of said county, do hereby state that the  
above minutes were recorded by me, are true and correct to my knowledge, are recorded in the  
Commissioners Records and were completed for public inspection and publication on the 14th day of  
October, 2009.

Rita M. Mundil, County Clerk